

REMARKS/ARGUMENTS

The final Office Action of November 30, 2005, has been carefully reviewed and these remarks are responsive thereto. The Applicants' undersigned representative is new counsel of record pursuant to the new Power of Attorney filed January 9, 2006. Applicants note that the filing on March 3, 2005, failed to include a claim 29 in the new claims, claims 27-38, filed at that time. As such, claim 29 has been canceled by this amendment. Reconsideration and allowance of the instant application are respectfully requested. Claims 27-28 and 30-38 remain pending.

Claims 27-38 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Kaschke (U.S. Patent No. 5,542,016, hereinafter referred to as *Kaschke*) in view of Lustila et al. (U.S. Patent Publication No. 2001/0018332, hereinafter referred to as *Lustila*). Applicants respectfully traverse.

As established below, the claimed invention of the present application and the subject matter of *Lustila* were owned by, or subject to an obligation of assignment to, the same person at the time the invention of the present application was made. In accordance with 35 U.S.C. §103(c), such common ownership disqualifies *Lustila* as prior art for obviousness purposes. *See also*, MPEP §§706.02(1)(1)-(2). Accordingly, the rejection should be withdrawn.

Statement Establishing Common Ownership

The undersigned attorney of record hereby states that the invention of the present application and the subject matter of Lustila et al. (U.S. Patent Publication No. 2001/0018332) were, at the time the present invention was made, owned by or subject to an obligation of assignment to, Nokia Corporation.

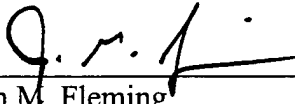
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Response dated February 16, 2006
Reply to Office Action of November 30, 2005

CONCLUSION

All rejections having been addressed, Applicants respectfully submit that the instant application is in condition for allowance, and respectfully solicit prompt notification of the same. Should the Examiner find that a telephonic or personal interview would expedite passage to issue of the present application, the Examiner is encouraged to contact the undersigned attorney at the telephone number indicated below. If any additional fees are required or if an overpayment has been made the Commissioner is authorized to charge or credit Deposit Account No. 19-0733, accordingly. Applicant looks forward to passage to issue of the present application at the earliest convenience of the Office.

Respectfully submitted,
BANNER & WITCOFF, LTD.

Date: February 16, 2006

By: 
John M. Fleming
Registration No. 56,536

1001 G Street, N.W.
Eleventh Floor
Washington, D.C. 20001-4597
(202) 824-3000